

SB2365



99TH GENERAL ASSEMBLY

State of Illinois

2015 and 2016

SB2365

Introduced 1/28/2016, by Sen. William R. Haine

SYNOPSIS AS INTRODUCED:

225 ILCS 25/18.1

Amends the Illinois Dental Practice Act. Expands the types of services for which a public health hygienist must complete a summary report either at the completion of the program or, in the case of a ongoing program, at least annually.

LRB099 16211 SMS 40539 b

A BILL FOR

1 AN ACT concerning regulation.

2 **Be it enacted by the People of the State of Illinois,**
3 **represented in the General Assembly:**

4 Section 5. The Illinois Dental Practice Act is amended by
5 changing Section 18.1 as follows:

6 (225 ILCS 25/18.1)

7 (Section scheduled to be repealed on January 1, 2021)

8 Sec. 18.1. Public health dental supervision
9 responsibilities.

10 (a) When working together in a public health supervision
11 relationship, dentists and public health dental hygienists
12 shall enter into a public health supervision agreement. The
13 dentist providing public health supervision must:

14 (1) be available to provide an appropriate level of
15 contact, communication, collaboration, and consultation
16 with the public health dental hygienist and must meet
17 in-person with the public health dental hygienist at least
18 quarterly for review and consultation;

19 (2) have specific standing orders or policy guidelines
20 for procedures that are to be carried out for each location
21 or program, although the dentist need not be present when
22 the procedures are being performed;

23 (3) provide for the patient's additional necessary

1 care in consultation with the public health dental
2 hygienist;

3 (4) file agreements and notifications as required; and

4 (5) include procedures for creating and maintaining
5 dental records, including protocols for transmission of
6 all records between the public health dental hygienist and
7 the dentist following each treatment, which shall include a
8 notation regarding procedures authorized by the dentist
9 and performed by the public health dental hygienist and the
10 location where those records are to be kept.

11 Each dentist and hygienist who enters into a public health
12 supervision agreement must document and maintain a copy of any
13 change or termination of that agreement.

14 Dental records shall be owned and maintained by the
15 supervising dentist for all patients treated under public
16 health supervision, unless the supervising dentist is an
17 employee of a public health clinic or federally qualified
18 health center, in which case the public health clinic or
19 federally qualified health center shall maintain the records.

20 If a dentist ceases to be employed or contracted by the
21 facility, the dentist shall notify the facility administrator
22 that the public health supervision agreement is no longer in
23 effect. A new public health supervision agreement is required
24 for the public health dental hygienist to continue treating
25 patients under public health supervision.

26 A dentist entering into an agreement under this Section may

1 supervise and enter into agreements for public health
2 supervision with 2 public health dental hygienists. This shall
3 be in addition to the limit of 4 dental hygienists per dentist
4 set forth in subsection (g) of Section 18 of this Act.

5 (b) A public health dental hygienist providing services
6 under public health supervision may perform only those duties
7 within the accepted scope of practice of dental hygiene, as
8 follows:

9 (1) the operative procedures of dental hygiene,
10 consisting of oral prophylactic procedures, including
11 prophylactic cleanings, application of fluoride, and
12 placement of sealants;

13 (2) the exposure and processing of x-ray films of the
14 teeth and surrounding structures; and

15 (3) such other procedures and acts as shall be
16 prescribed by rule of the Department.

17 Any patient treated under this subsection (b) must be
18 examined by a dentist before additional services can be
19 provided by a public health dental hygienist.

20 (c) A public health dental hygienist providing services
21 under public health supervision must:

22 (1) provide to the patient, parent, or guardian a
23 written plan for referral or an agreement for follow-up
24 that records all conditions observed that should be called
25 to the attention of a dentist for proper diagnosis;

26 (2) have each patient sign a permission slip or consent

1 form that informs them that the service to be received does
2 not take the place of regular dental checkups at a dental
3 office and is meant for people who otherwise would not have
4 access to the service;

5 (3) inform each patient who may require further dental
6 services of that need;

7 (4) maintain an appropriate level of contact and
8 communication with the dentist providing public health
9 supervision; and

10 (5) complete an additional 4 hours of continuing
11 education in areas specific to public health dentistry
12 yearly.

13 (d) Each public health dental hygienist who has rendered
14 services under ~~subsections (c), (d), and (e)~~ of this Section
15 must complete a summary report at the completion of a program
16 or, in the case of an ongoing program, at least annually. The
17 report must be completed in the manner specified by the
18 Division of Oral Health in the Department of Public Health
19 including information about each location where the public
20 health dental hygienist has rendered these services. The public
21 health dental hygienist must submit the form to the dentist
22 providing supervision for his or her signature before sending
23 it to the Division.

24 (e) Public health dental hygienists providing services
25 under public health supervision may be compensated for their
26 work by salary, honoraria, and other mechanisms by the

1 employing or sponsoring entity. Nothing in this Act shall
2 preclude the entity that employs or sponsors a public health
3 dental hygienist from seeking payment, reimbursement, or other
4 source of funding for the services provided.

5 (f) This Section is repealed on January 1, 2021.

6 (Source: P.A. 99-492, eff. 12-31-15.)